

Decision 03-01-034 January 16, 2003

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Order Instituting Rulemaking on the
Commission's Proposed Policies Governing
Restructuring California's Electric Services
Industry and Reforming Regulation.

Rulemaking 94-04-031
(Filed April 20, 1994)

Order Instituting Investigation on the
Commission's Proposed Policies Governing
Restructuring California's Electric Services
Industry and Reforming Regulation.

Investigation 94-04-032
(Filed April 20, 1994)

OPINION CLOSING THESE PROCEEDINGS

The Commission initiated this rulemaking and investigation in 1994 to consider restructuring California's electric services industry and to provide customers with direct access to the competitive market for generation services. On October 2, 2002, Administrative Law Judge (ALJ) Minkin issued a ruling seeking comments on whether these proceedings needed to remain open. The ruling identified which Commission proceedings were the appropriate forum for handling issues that have typically been handled in the restructuring docket. Southern California Edison Company filed comments on October 16, 2002 stating that it had no objections to closure of the proceedings. Pacific Gas and Electric Company and Coalition of California Utility Employees also support closure of the docket in their October 16, 2002 comments. No other comments were filed.

The issues raised in these proceedings are now either moot or are being addressed elsewhere, therefore, as a procedural matter, these proceedings should be closed. Closing these proceedings does not prejudice any issues pending other dockets.

Comments on Draft Decision

The draft decision of the ALJ in this matter was mailed to the parties in accordance with Pub. Util. Code § 311(g)(1) and Rule 77.7 of the Rules of Practice and Procedure. Comments were filed by Pacific Gas and Electric Company.

Assignment of Proceedings

Loretta Lynch is the Assigned Commissioner and Michelle Cooke is the assigned Administrative Law Judge in these proceedings.

Finding of Fact

The issues raised in these proceedings are either moot or are being addressed elsewhere.

Conclusion of Law

Because the issues raised in these proceedings are either moot or are being addressed elsewhere, there is no reason for these proceedings to remain open.

O R D E R

IT IS ORDERED that:

1. Rulemaking 94-04-031 and Investigation 94-04-032 are closed.
2. This order is effective today.

Dated January 16, 2003, at San Francisco, California.

MICHAEL R. PEEVEY

President

CARL W. WOOD

LORETTA M. LYNCH

GEOFFREY F. BROWN

SUSAN P. KENNEDY

Commissioners